

MAILED

JUL 12 2005

U.S. PATENT AND TRADEMARK OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte THOMAS JOZEFIAK, STEPHEN RANDELL HOLMES-FARLEY, W.
HARRY MANDEVILLE, CHAD CORI HUVAL, VENKATA R. GARIGAPATI,
KEITH K. SHACKETT, & DANNY CONCAGH

Application 09/721,291

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on July 7, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith electronically returned to the examiner. The matters requiring attention prior to docketing are identified below.

An examination of the file reveals that appellants filed an amendment on July 24, 2004. There is no indication on the electronic record, that the examiner considered the amendment. Appropriate correction is required.

Accordingly, it is

Application 09/721,291

ORDERED that the application is returned to the
examiner:

1. for consideration of the amendment filed July 24,
2004;
2. for written communication to appellants regarding
the action taken; and
3. for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES

By: 

DALE M. SHAW
Program and Resource Administrator
(571) 272-9797

dms/DMS

Application 09/721,291

cc: Fish & Neave IP Group
Ropes & Gray LLP
One International Place
Boston, MA 02110-2624